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DO NOT LEAVE ANY ITEMS BLANK

SURROGATE'S COURT OF THE STATE OF NEW YORK

COUNTY OF MONROE

-----X

ADMINISTRATION PROCEEDING,
 Estate of DANIEL PRUDE,

a/k/a

Deceased

PETITION FOR LETTERS OF:

- ☐ Administration
☒ Limited Administration
☐ Administration with Limitations
☐ Temporary Administration

File No. _____

-----X

TO THE SURROGATE'S COURT, COUNTY OF MONROE

It is respectfully alleged:

1. The names, domiciles, and interests in this proceeding of the petitioners, who are of full age, is as follows:

Name: JUNERA PRUDE

Domicile: 7719 W Hampton Ave., Apt. #2, Milwaukee, Wisconsin 53218, Cook Milwaukee Telephone: (708) 2654-1537

Citizenship (check one):

☒ U.S.A. ☐ Other (specify) _____

Interest of Petitioner (check one):

☒ Distributee of decedent (state relationship) -- Daughter☐ Other(specify) _____

Name: TASHYRA PRUDE

Domicile: 3411 W. 12th Place, Chicago, Illinois, 60623, Cook County Telephone No. () -

Citizenship (check one):

☒ U.S.A. ☐ Other (specify) _____

Interest of Petitioner (check one):

☒ Distributee of decedent (state relationship) -- Daughter☐ Other(specify) _____

Is proposed Administrator an attorney?

☐ Yes ☒ No

[If yes, submit statement pursuant to 22 NYCRR 207.16(e); see also 207.52 (Accounting of attorney-fiduciary).]

The proposed Administrators

☐ are☒ are not a convicted felon nor is he/she

otherwise ineligible, pursuant to SCPA 707 to receive letters.

If the proposed Administrator is a convicted felon, submit a copy of the Certificate of Relief from Civil Disabilities.

2. The name, domicile, date and place of death, and national citizenship of the above-named decedent are as follows:

[The Death Certificate must be filed with this proceeding. If the decedent's domicile is different from that shown on the death certificate, check box ☐ and attach an affidavit explaining the reason for this inconsistency.]

Name: DANIEL TERRELL PRUDE

Domicile: 8102 SOUTH LOOMIS BLVD., APT 1
CHICAGO, ILLINOIS 60620

Township of: _____ County of: Cook

Date of Death: March 30, 2020

Place of Death: Rochester, New York

Citizenship: (check one): ☒ U.S.A. ☐ Other (specify) _____

[Note: For Items 3a through c: Do not include any assets that are jointly held, held in trust for another, or have a named beneficiary.]

3.(a) The estimated gross value of the decedent's personal property passing by intestacy is less than

\$ _____

(b) The estimated gross value of the decedent's real property, in this state, which is ☐ improved, ☐ unimproved, passing by intestacy is less than

\$ _____

A brief description of each parcel is as follows:

(c) The estimated gross rent for a period of eighteen (18) months is the sum of\$ _____

(d) In addition to the value of the personal property stated in paragraph (3) the following right of action existed on behalf of the decedent and survived his/her death, or is granted to the administrator of the decedent by special provision of law, and it is impractical to give a bond sufficient to cover the probable amount to be recovered the rein: [Write "NONE or state briefly the cause of action and the person against whom it exists, including names and carrier].

Petitioners seek to commence and pursue a civil action on behalf of the decedent's estate for the Wrongful Death of the decedent.

If decedent is survived by a spouse and a parent, or parents but no issue, and there is a claim for wrongful death, check here ☐ and furnish names(s) and address(es) of parent(s) in Paragraph 7. See EPTL5-4.4.

4. A diligent search and inquiry, including a search of any safe deposit box, has been made for a will of the decedent and none has been found. Petitioner(s)(has)(have) been unable to obtain any information concerning any will of the decedent and therefore allege(s), upon information and belief, that the decedent died without leaving any last will.

5. A search of the records of this Court shows that no application has ever been made for letters of administration upon the estate of the decedent or for the probate of a will of the decedent, and your petitioner is informed and verily believes that no such application ever has been made to the Surrogate's Court of any other county of this state.

6. The decedent left surviving the following who would inherit his/her estate pursuant to EPTL4-1.1 and 4-1.2:

- a. ☐ Spouse(husband/wife).
- b. ☒ Child or children or descendants of predeceased child or children. [Must include marital, nonmarital and adopted].
- c. ☐ Any issue of the decedent adopted by persons related to the decedent (DRLSection117).
- d. ☒ Mother/Father.
- e. ☒ Sisters or brothers, either of whole or half blood, and issue of predeceased sisters or brothers.
- f. ☐ Grandmother/Grandfather.
- g. ☐ Aunts or uncles, and children of predeceased aunts and uncles (first cousins).
- h. ☐ First cousins once removed (children of first cousins).

[Information is required only as to those classes of surviving relatives who would take the property of decedent pursuant to EPTL4-1.1. State "number" of survivors in each class. Insert "No" in all prior classes. Insert "X" in all subsequent classes].

7. The decedent left surviving the following distributees, or other necessary parties, whose names, degrees of relationship, domiciles, post office address and citizenship are as follows:

[Note: Show clearly how each person is related to decedent. If relationship is through an ancestor who is deceased, give name, date of death, and relationship of the ancestor to the decedent. Use rider sheet if space in paragraph (7) is not sufficient. See Uniform Rules 207.16(b).

If any person listed in paragraph(7) is a non-marital person, or descended from an on marital person, attach a copy of the order affiliation or Schedule A. If any person listed in paragraph (7) was adopted by any persons related by blood or marriage to decedent or descended from such persons, attach Schedule B].

7a. The following are of full age and under no disability: [If non-marital or adopted-out person, so indicate by attaching Schedule A and/or B]

<u>Name</u>	<u>Relationship</u>	<u>Domicile and Mailing Address</u>	<u>Citizenship Mailing Address</u>
Junera Prude	Daughter	7719 West Hampton Ave. Apt. # 2 Milwaukee, WI 53218	United States
Nathan McFarland	Son	3411 W. 12th Place Vills Park, Illinois 60181	United States
Terrell Prude	Son	3411 W. 12th Place Chicago, Illinois 60623	United States
Sharell Prude	Daughter	4541 America St. Orlando, Florida 32811	United States
Tashyra Prude	Daughter	3411 W. 12th Place Chicago, Illinois 60623	United States

7b. The following are infants and/or persons under disability: [Attach applicable Schedule A, B, C, and/or D]

<u>Name</u>	<u>Relationship</u>	<u>Domicile and Mailing Address</u>	<u>Citizenship Mailing Address</u>
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NONE

8 There are no outstanding debts or funeral expenses, except: [Write "NONE" or state same]

UNKNOWN

9. There are no other persons interested in this proceeding other than those here in before mentioned.

WHEREFORE, your petitioner respectfully prays that: [Check and complete all relief requested]

() a. process issue to all necessary parties to show cause why letters should not be issued as requested;

() b. an order be granted dispensing with service of process upon those persons named in Paragraph(7) who have a right to letters prior or equal to that of the person nominated, and who are non-domiciliaries or whose names or whereabouts are unknown and cannot be ascertained;

() c. a decree award Letters of:

[] Administration to _____

[X] Limited Administration to JUNERA PRUDE and TASHYRA PRUDE

[] Administration with Limitation to _____

[] Temporary Administration to _____

or to such other person or persons having a prior right as may be entitled thereto, and:

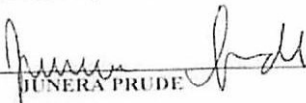
(X) d. That the authority of the representative under the forgoing Letters be limited with respect to the prosecution or enforcement of a cause of action on behalf of the estate, as follows: the administrator(s) may not enforce a judgment or receive any funds without further order of the Surrogate.

() e. That the authority of the representative under the foregoing Letters be limited as follows:

() f. [State any other relief requested.] _____

Dated: September 3, 2020

1.


JUNERA PRUDE

2.

TASHYRA PRUDE

9. There are no other persons interested in this proceeding other than those here in before mentioned.

WHEREFORE, your petitioner respectfully prays that: [Check and complete all relief requested]

() a. process issue to all necessary parties to show cause why letters should not be issued as requested;

() b. an order be granted dispensing with service of process upon those persons named in Paragraph(7) who have a right to letters prior or equal to that of the person nominated, and who are non-domiciliaries or whose names or whereabouts are unknown and cannot be ascertained;

() c. a decree award Letters of:

[] Administration to _____

[x] Limited Administration to JUNERA PRUDE and TASHYRA PRUDE

[] Administration with Limitation to _____

[] Temporary Administration to _____

or to such other person or persons having a prior right as may be entitled thereto, and;

(X) d. That the authority of the representative under the forgoing Letters be limited with respect to the prosecution or enforcement of a cause of action on behalf of the estate, as follows: the administrator(s) may not enforce a judgment or receive any funds without further order of the Surrogate.

() e. That the authority of the representative under the foregoing Letters be limited as follows:

() f. [State any other relief requested.] _____

Dated: September 3, 2020

1. _____ JUNERA PRUDE

2.  DocuSigned by:
TASHYRA PRUDE

STATE OF ILLINOIS)
) ss:
COUNTY OF COOK)

COMBINED VERIFICATION, OATH AND DESIGNATION

[For use when petitioner is to be appointed administrator]

I, the undersigned the petitioner named in the foregoing petition, being duly sworn, say:

1. VERIFICATION: I have read the foregoing petition subscribed by me and know the contents thereof, and the same is true of my own knowledge, except as to the matters there in stated to be alleged upon information and belief, and as to those matters I believe it to be true.

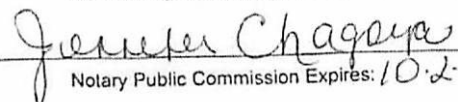
2. OATH OF ADMINISTRATOR as indicated above: I am over eighteen (18) years of age and a citizen of the United States; and I will well, faithfully and honestly discharge the duties of Administrator of the goods, chattels and credits of said decedent according to law. I am not ineligible, pursuant to SCPA707, to receive letters and will duly account for all moneys and other property that will come into my hands.

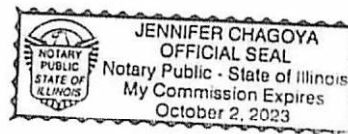
3. DESIGNATION OF CLERK FOR SERVICE OF PROCESS: I do hereby designate the Clerk of the Surrogate's Court of Monroe County, and his/her successor in office, as a person on whom service of any process, issuing from such Surrogate's Court may be made in like manner and with like effect as if it were served personally upon me, whenever I cannot be found and served within the State of New York after due diligence used.

My domicile is: **7719 W Hampton Ave., Apt. #2, Milwaukee, Wisconsin 53218**


JUNERA PRUDE

On the 04/17 day of September 2020, before me personally came **JUNERA PRUDE** to me known to be the person described in and who executed the foregoing instrument. Such person duly swore to such instrument before me and duly acknowledged that he/she executed the same.


Notary Public Commission Expires: 10-2-2023
(Affix Notary Stamp or Seal)



STATE OF ILLINOIS)
) ss:
 COUNTY OF COOK)

COMBINED VERIFICATION, OATH AND DESIGNATION

[For use when petitioner is to be appointed administrator]

I, the undersigned the petitioner named in the foregoing petition, being duly sworn, say:

1. VERIFICATION: I have read the foregoing petition subscribed by me and know the contents thereof, and the same is true of my own knowledge, except as to the matters there in stated to be alleged upon information and belief, and as to those matters I believe it to be true.

2. OATH OF ADMINISTRATOR as indicated above: I am over eighteen (18) years of age and a citizen of the United States; and I will well, faithfully and honestly discharge the duties of Administrator of the goods, chattels and credits of said decedent according to law. I am not ineligible, pursuant to SCPA707, to receive letters and will duly account for all moneys and other property that will come into my hands.

3. DESIGNATION OF CLERK FOR SERVICE OF PROCESS: I do hereby designate the Clerk of the Surrogate's Court of Monroe County, and his/her successor in office, as a person on whom service of any process, issuing from such Surrogate's Court may be made in like manner and with like effect as if it were served personally upon me, whenever I cannot be found and served within the State of New York after due diligence used.

My domicile is: **3411 W. 12th Place, Chicago, Illinois, 60623**

Tashyra Prude
 0328030968A54D1...

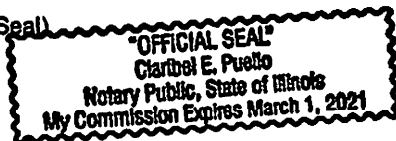
TASHYRA PRUDE

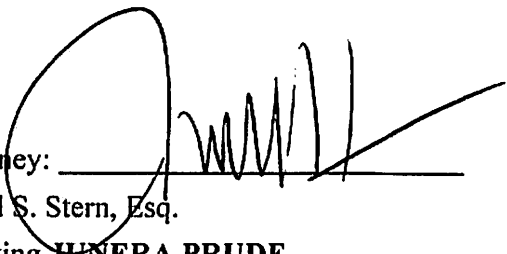
On the 3 day of September 2020, before me personally came **TASHYRA PRUDE** to me known to be the person described in and who executed the foregoing instrument. Such person duly swore to such instrument before me and duly acknowledged that he/she executed the same.

Claribel E. Puerto

Notary Public Commission Expires:

(Affix Notary Stamp or Seal)



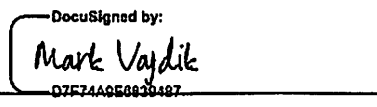
Signature of Attorney: 

Print Name: David S. Stern, Esq.

Attorney representing **JUNERA PRUDE**

Firm Name: **ELLIOTT STERN CALABRESE, LLP** Tel. No.: (585) 232-4724

Address of Attorney: One East Main Street, Rochester, New York 14614

Signature of Attorney: 

Print Name: Mark Vajdik, Esq.,

Attorney representing **TASHYRA PRUDE**

Firm Name: **ROMANUCCI & BLANDIN, LLC** Tel. No.: (312) 253-8590

Address of Attorney: 321 N Clark St #900, Chicago, IL 60654